

EXHIBIT F

STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS
CDC 128G (Rev. 12/91)

No:	H-93376	Name:	MARTINEZ, Juan	Housing:	C7-224
Custody:	MAX-S	CS:	203-IV WG/PG: D1/D EFF 7/27/05	Assignment:	SHU-INDET
Rel Date:	MEPD 10/21/00	Reclass:	1/07	Action:	<u>RETAIN PBSP SHU-INDET STATUS; REFER TO CSR FOR ANNUAL RE-ENDORSEMENT</u>
	SUB#3 7/07				

Inmate Martinez refused to appear before PBSP Facility C ICC on this date for Annual/114D Review. No staff assistant was assigned as S is not illiterate, speaks English, can comprehend the issues, and is free of mental health services needs. An investigative employee was not required. Prior to Committee, S was issued an updated copy of his CDC 114D dated 7/20/06 and the CDC 812A, Notice of Critical Case Information - Prison Gang Identification, updated by IGI on 7/18/06. Committee notes a CDC 128-B2 dated 12/9/03 citing 8 documents that meet prison gang validation requirements. S is affiliated with a prison gang that is known to be involved in criminal activities which threaten the safety of others and institution security, and this requires continued segregation from the GP. S is informed, via this chrono, that the Departmentally recognized avenues for release from SHU are through the debriefing process or through being determined to be an inactive prison gang member or associate as delineated in CCR, Title 15, sections 3378(e) and 3341.5(c)(4) and (5). C-file reflects S does not meet criteria for inactive status as outlined in CCR, Title 15, and section 3378(e). S will be eligible for Inactive Review in 7/09. **Committee acts to retain SHU-INDET and refer to CSR with recommendation for PBSP SHU based on his validation as an active associate EME prison gang.** The prior CSR action dated 9/8/05 noted no concerns. DDP Review: 128C-2 in C-File. S has no cellmate and committee notes the "S" custody suffix has previously been applied. PC 2930 and PC 2933 complied with. S is advised, via this chrono, of the Committee's decision and his right to appeal. BPT Sub# 3 Hearing scheduled in 7/07. Next scheduled Committee will be 1/07 for 180-Day Review.

RECOMMENDATION REMAINS THE SAME AS 8-28-06

CHAIRPERSON: P.T. SMITH/AW

U. SILVA/FC (A)

E. DOUGLASS/LCSW

RECORDER: R. COX/CCI

CC: ☐ OBIS ☒ CSR ☐ IGI ☐ PSYCH ☐ MED ☐ OTHER _____

Committee Date: 7/26/06

REDDEN/AL

Classification

FACILITY C ICC REVIEW

☐ 128C-2 in C-File
Inst: PBSP

STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS
CDC 128G (Rev. 5/31/05)

NO: 1493376 NAME: MARTINEZ JUAN Cell/Bed: C7-224
 Custody: MAYS CS: 203 (LV) WG/PG: D10 EFF 7-27-05 Assignment: SIT
 RelDate: MRPD 10/21/00 Reclass: 7/07 (Ann) ACTION: RETAIN PBSP S/R STATUS
 BPH Hearing: SUB #3 7/07

Inmate MARTINEZ ~~appeared~~ / refused to appear before PBSP FAC C / ~~SHU~~ UCC this date for 180-Day Review. S is serving SHU Indeterminate due to his prison gang affiliation as documented on CDC 128B2 dated 12-9-03. S is an Active / Inactive / Associate / Member of the EMF prison gang. S's validation was reviewed by Committee and found to meet the criteria required in CCR 3378(c). Committee acts to retain S in SHU per CCR 3341.5(c)(2)(A)2. ~~S participated in Committee's review of his case and agreed / disagreed with Committee action.~~ S ~~was informed~~ / is informed, via this chrono, that the Departmentally recognized avenues for release from SHU are through the debriefing process or through being determined to be an inactive prison gang member or associate as delineated in CCR, Title 15, sections 3378(e) and 3341.5(c)(4) and (5).
 Comments: _____

Committee reviewed S for Inactive Gang Status as outlined in CCR 3341.5(c)(5) and noted the following:

- ☒ The last source document used in the validation process is dated 8-28-03, indicating recent (within 6 years) gang activity.
- ☒ ~~Noted is a previous Inactive Review, documented on CDC-128B dated _____, indicating S does not meet the Inactive criteria.~~ S will be eligible for another Inactive Review after 7-18-09 PER C/M DATED 7/19/03.
- ☐ The date of the most recent gang activity, as noted in S's file, could not be established. Refer S to PBSP IGI for evaluation of his current gang status.
- ☐ S has previously been referred to PBSP IGI for an Inactive Review, and the review is pending.
- ☐ S is pending DRB review.
- ☐ S was reviewed by the DRB on _____. The DRB determined _____

- ☐ S is double celled with Inmate _____, # _____, / and states they are compatible.
- ☒ S has no cellmate and committee notes the "S" custody suffix has / ~~has not~~ previously been applied.
- ~~Committee acts to retain / affix the "S" suffix~~
- ☐ ~~because S has not successfully completed the compatibility review for double celling in PBSP SHU.~~
- ☐ due to _____

- ☒ S is advised, via this chrono of the Committee's decision and his right to appeal.
- ☐ S was advised of Committee's decision and his right to appeal this Committee action and that it must be submitted within 15-working days of this date, whether he has received the CDC Form 128G Classification chrono or not.

BPH Initial / Documentation # _____ / Subsequent # 3 Hearing scheduled in 7/07

Next scheduled Committee will be 7/07 for Annual Review.

MEMBERS:

[Signature] FCA
 Chairperson

[Signature]

[Signature]
 Recorder

F. VAN DER HOOVEN / FCA
 Print Name/Title

R. COX COT
 Print Name/Title

A. TARDEN CCR
 Print Name/Title

CC: ☐ OBIS ☐ CSR ☐ IGI ☐ PSYCH ☐ C&PR ☐ MED ☐ OTHER _____

Committee Date: 1-2-07 Classification FAC C / ~~SHU~~ UCC 180-DAY REVIEW PBSP-SHU